

ORDINANCE NO. 2004-38-CM

AN ORDINANCE TO AMEND THE ZONING ORDINANCE OF
TIPPECANOE COUNTY, INDIANA, TO REZONE CERTAIN REAL ESTATE,
FROM NB TO GB.

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF
TIPPECANOE, INDIANA:

Section 1. The unified Zoning Ordinance of Tippecanoe County, Indiana, being a separate ordinance and not part of a unified county code is hereby amended to rezone the following described real estate situated in Wabash Township, Tippecanoe County, Indiana, to wit:

See Exhibit, attached hereto and incorporated herein.

Section 2. The real estate described above should be and the same is hereby rezoned from NB to GB.

Section 3. This ordinance shall be in full force and effect from and after its passage.

Adopted and passed by the Board of Commissioners of Tippecanoe County, Indiana, this 1st day of November, 2004.

VOTE:

Yes

Ruth E. Shedd, President

Yes

John L. Knochel, Vice President

Yes

KD Benson, Member

ATTEST:

Robert A. Plantenga, Auditor

Legal Description for Remainder of Parcel

PART OF THE NORTHWEST FRACTIONAL 1/4 OF SECTION 2, TOWNSHIP 23 NORTH, RANGE 5 WEST OF THE SECOND PRINCIPAL MERIDIAN, TIPPECANOE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHWEST FRACTIONAL 1/4 OF SAID SECTION 2, SAID POINT BEARING SOUTH 0 DEGREES 00 MINUTES 00 SECONDS EAST (AN ASSUMED BEARING) 2958.78 FEET FROM THE NORTHWEST CORNER OF SAID SECTION 2; THENCE 299.0 FEET TO THE NORTHWEST CORNER OF BURTON CEMETERY AND THE POINT OF BEGINNING; THENCE CONTINUING UPON LAST

SAID COURSE, 43 6.69 FEET; THENCE NORTH 48 DEGREES 10 MINUTES 16 SECONDS EAST, 130.72 FEET; THENCE NORTH 56 DEGREES 35 MINUTES 18 SECONDS EAST, 139.35 FEET; THENCE NORTH 76 DEGREES 41 MINUTES 15 SECONDS EAST, 93.00 FEET; THENCE SOUTH 46 DEGREES 12 MINUTES 39 SECONDS EAST, 157.84 FEET; THENCE SOUTH 21 DEGREES 22 MINUTES 59 SECONDS EAST, 128.64 FEET; THENCE SOUTH 58 DEGREES 13 MINUTES 55 SECONDS EAST, 70.84 FEET; THENCE NORTH 48 DEGREES 31 MINUTES 22 SECONDS EAST, 29.64 FEET; THENCE NORTH 18 DEGREES 39 MINUTES 00 SECONDS WEST, 139.69 FEET; THENCE NORTH 35 DEGREES 32 MINUTES 06 SECONDS EAST, 212.52 FEET; THENCE NORTH 00 DEGREES 41 MINUTES 26 SECONDS WEST, 175.72 FEET; THENCE NORTH 27 DEGREES 57 MINUTES 40 SECONDS EAST, 75.33 FEET; THENCE NORTH 08 DEGREES 06 MINUTES 15 SECONDS EAST, 84.15 FEET THENCE NORTH 70 DEGREES 45 MINUTES 02 SECONDS EAST, 81.40 FEET TO THE NORTH LINE OF THE SOUTH 1/2 OF SAID NORTHWEST FRACTIONAL 1/4, THENCE NORTH 88 DEGREES 53 MINUTES 48 SECONDS EAST, 256.15 FEET TO THE EAST LINE OF THE WEST 10 ACRES OF THE EAST 59.41 ACRES OF THE SOUTH 1/2 OF SAID FRACTIONAL NORTHWEST 114 SECTION; THENCE SOUTH 0 DEGREES 28 MINUTES 43 SECONDS WEST 1321.05 FEET ALONG SAID EAST LINE TO THE SOUTH LINE OF SAID NORTHWEST FRACTIONAL 1/4; THENCE SOUTH 89 DEGREES 04 MINUTES 47 SECONDS WEST 488.70 FEET ALONG THE SOUTH LINE OF SAID NORTHWEST FRACTIONAL 1/4 TO THE EAST LINE OF A PARCEL OF LAND CONVEYED TO DONNA J. STARRY AND RICHARD A. FONTAINE BY WARRANTY DEED RECORDED AS DOC. #01027645, RECORDED ON OCTOBER 15, 2001 IN THE OFFICE OF THE RECORDER OF TIPPECANOE COUNTY; THENCE NORTH 0 DEGREES 00 MINUTES 00 SECONDS EAST 299.27 FEET ALONG SAID EAST LINE TO THE NORTH LINE OF SAID PARCEL CONVEYED; THENCE SOUTH 89 DEGREES 04 MINUTES 47 SECONDS WEST 273.0 FEET ALONG THE NORTH LINE OF SAID PARCEL CONVEYED AND A PARCEL OF LAND CONVEYED TO RICHARD A. FONTAINE BY QUITCLAIM DEED RECORDED AS DOC. #92-28276, RECORDED ON DECEMBER 22, 1992 IN THE OFFICE OF THE RECORDER OF TIPPECANOE COUNTY TO THE NORTHEAST CORNER OF BURTON CEMETERY; THENCE SOUTH 89 DEGREES 00 MINUTES 47 SECONDS WEST 231.76 FEET ALONG THE NORTH LINE OF BURTON CEMETERY TO THE POINT OF BEGINNING. CONTAINING 19.66 ACRES, MORE OR LESS.